

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

FRANCIS L. CONTE, Petitioner/Appellant,

v.

Commissioner For Patents, Respondent

Serial No.: 10/643,288)
) Art Unit: 3643
Filed: 08/20/2003)
) Examiner: Poon, P.
Title: DUPLEX LASH INSECT SWATTER

NOTICE OF APPEAL

Office of the General Counsel
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 35 USC 141 & 142 and 37 CFR 1.302 & 104.2, appellant is filing this written Notice of Appeal in the USPTO directed to the Director, and hereby appeals to the United States Court of Appeals for the Federal Circuit from the decision on Rehearing of the Board of Patent Appeals and Interferences dated 28 January 2011, and received 31 January 2011, Appeal No. 2008-003533, which decision sustains the 3 March 2009 decision on (second) appeal affirming-in-part the final rejection of claims 1, 3, 5, 6, and 8-23.

A copy of the 28 Jan 2011 rehearing decision is attached hereto.

Three copies of this Notice of Appeal are being concurrently mailed to the Clerk of the Federal Court, along with a check for \$450.00 for the filing fee set forth in Federal Circuit Rule 52.

Respectfully submitted,



Francis L. Conte

Date: 8 March 2011

6 Puritan Avenue
Swampscott, MA 01907
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Attachment

cc: Clerk, U.S. Ct. Ap. Fed. Cir., 717 Madison Place, N.W.,
Washington, D.C. 20439

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